

to bear the common or usual name of each active ingredient, including the name and quantity or proportion of chloroform contained in the article, since the label bore no statement of the ingredients contained in the article; and, Section 502 (f) (2), the labeling of the article failed to bear adequate warnings against use in those pathological conditions where its use may be dangerous to health since the article contained oil of chenopodium, and its labeling failed to warn that a product containing oil of chenopodium should not be administered to sick, feverish, physically weak, or undernourished animals, except upon the advice of a veterinarian.

DISPOSITION: January 24, 1950. A plea of guilty having been entered, the court imposed a fine of \$175 and costs.

3040. Misbranding of Poultry Compound, Master-Mix Mineral Feed for Cattle, Dry Insecticide Dip, National Mange Oil, National Compound for Hogs, National Compound for Sheep, National Mineralized Yeast Feeds, and Guai-Calyptol. U. S. v. 1 Carton, etc. (F. D. C. No. 27272. Sample Nos. 44583-K to 44587-K, incl., 44589-K to 44591-K, incl.)

LIBEL FILED: June 3, 1949, District of Minnesota.

ALLEGED SHIPMENT: On or about October 1948, and January 15, February 1, March 11 and 15, and April 21, 1949, by the National Compound Co., from Sioux Falls, S. Dak.

PRODUCT: 1 7-pound carton of *Poultry Compound*, 2 100-pound bags of *Master-Mix Mineral Feed for Cattle*, 2 6-pound cartons and 5 15-pound cartons of *Dry Insecticide Dip*, 19 50-pound sacks of *National Compound for Hogs*, 1 50-pound sack of *National Compound for Sheep*, 7 50-pound sacks of *National Mineralized Yeast Feeds*, 4 5-gallon cans of *National Mange Oil*, and 7 16-ounce bottles of *Guai-Calyptol* at Ellsworth, Minn., together with a number of circulars entitled "Hog Feeding Suggestions," "Don't Waste the Hogs," "National Yeast Feeds," and "Master Mix Mineral for Better Cattle Feeding."

LABEL, IN PART: "Poultry Compound Including Kamala * * * Foenugreek, Quassia, Bicarbonate of Soda, Tobacco—containing Nicotine-Sulphate, Kamala, Two per cent Areca Nuts, Oil of Wormseed, Sodium Sulphate, Iron Sulphate, Sulphur, Charcoal and Iron Oxide," "Master Mix Mineral Feed for Cattle * * * Bicarbonate of Soda, Sulphate of Soda, Sodium Chloride, Sulphur, Charcoal, Rock Phosphate, Ground Limestone (98% Carbonate of Calcium), Oil Cake—Linseed or Soybean Meal, Steamed Bone Meal, Quassia, Anise, Iodine," "Dry Insecticide Dip * * * Active Ingredients Napthalene -- about 30% Sodium Fluoride -- 1% Sulphur -- 30% Inert Ingredients -- 39%," "National Compound for Hogs * * * Areca Nuts 2%, Quassia Chips, Oil of Chenopodium—or Wormseed, Foenugreek, Anise—or its Extracted Oil, Copper Sulphate .5%, Charcoal, Linseed Oil Cake Meal—used as a mixing vehicle, 8%, Flour of Sulphur, Bicarbonate of Soda, Sulphate of Sodium, Sugar, Sulphate of Iron," "National Compound for Sheep * * * Areca Nuts, 2%, Quassia, Oil of Wormseed, Oil of Anise, Oxide of Iron, Charcoal, Sulphur, Bicarbonate of Soda, Sodium Chloride, Kamala, Tobacco, Foenugreek, Glauber Salt, Sulphate of Iron," "Mineralized Yeast Feeds * * * Iodized Limestone (98% Calcium Carbonate), Licorice, Rock Phosphate with Colloidal Clay, Wheat Middlings, Alfalfa Meal, Soybean Oil Meal, Bicarbonate of Soda, Sodium Chloride—salt—, Charcoal, Bone Meal, Yeast, Glauber Salt," "National Mange Oil * * * Paraffin Oil 96%, Pine Oil 2%, Cresylic Acid

2%," and "Guai-Calyptol * * * Cresyllic Acid 4½%, Guaiacol, Eucalyptol, Pine Oil, Camphor, and Eugenol, with a Saponified Inert Base."

NATURE OF CHARGE: Misbranding. Section 502 (a), certain statements on the labels of the articles and in the accompanying circulars were false and misleading. These statements represented and suggested:

That the *Poultry Compound* would be efficacious in the removal of worms from all kinds of poultry, and that it would be efficacious as an aid to greater egg production and as a tonic and regulator;

That the *Master-Mia Mineral Feed for Cattle* would be efficacious in the cure, mitigation, treatment, and prevention of lump jaw, broken bones, bad teeth, wobbling gaits in younger cattle, and trouble connected with the assimilating system; that it would be efficacious for better health, faster growth, and better digestive action; that it would be efficacious in curbing contagious abortion; that it would keep the stomach clean and sweet, prevent constipation, eliminate occasional bad feed disturbances, and keep the internal organs in a healthier condition; that it was a blood purifier; and that it consisted of minerals;

That the *Dry Insecticide Dip* was effective as a general disinfectant for use about the house, barn, and hen house, and that it was efficacious in the treatment of "flu" in hogs;

That the *National Compound for Hogs* would increase the appetite, aid digestion, expel worms, increase assimilation, regulate the bowels, promote thrift, aid vigor, and aid in preventing diseases; that it was efficacious as a tonic, stimulator, and general conditioner; that it would be efficacious to insure a free and regular bowel action; that it would be efficacious in the treatment of scours in young pigs; that it would be efficacious to prevent white scours and to keep the brood sow in nice shape during the pigging season; that it would be efficacious in the prevention of necro; that use of the article would enable the hog to fatten in a month's less time and make a saving of one-fifth in his feed; and that the article would keep the pig in the pink of condition from suckling time to selling;

That the *National Compound for Sheep* would be effective in stimulating the appetite, eliminating gases, speeding digestion, adding to thrift and vigor, and expelling worms, and that it would be effective as a tonic and as a conditioner of sheep;

That the *National Mineralized Yeast Feeds* would make healthier hogs with bigger appetites; that it would promote vigor and tone and aid digestion and assimilation; that it would assist the stomach and other internal organs in the assimilation of the pork making elements in the usual farm feeds; that it would clear out practically all bowel troubles; that it would increase egg production and make healthier baby chicks; and that it would be efficacious in the treatment of bowel troubles in young chicks and in mature hens;

That the *National Mange Oil* would be efficacious in the treatment and prevention of mange on hogs, horses, and cattle; that it was a sure cure for lice and mites on hogs, chickens, cattle, horses, dogs, and other domestic animals; that it would kill fleas, ticks, and bugs, and destroy and prevent the hatching of their eggs; that it would be efficacious in the treatment and prevention of coughs in hogs; and that it would be efficacious as an antiseptic dressing for cuts, wounds, and sores of farm animals, and as a preparation possessing great healing power for all infections of the skin;

That the *Guai-Calyptol* would be efficacious in the treatment of flu and colds in poultry and livestock.

The statements referred to above were false and misleading since the articles would not be effective for the purposes represented, and the *Master-Mix Mineral Feed for Cattle* contained nonmineral ingredients, namely, charcoal, oil cake, quassia, and anise.

Further misbranding, Section 502 (b) (2), the *Poultry Compound* and the *National Mange Oil* bore no declarations on their labels of the quantity of the contents.

The *National Mange Oil* and the *Guai-Calyptol* were misbranded while held for sale after shipment in interstate commerce. (The products were relabeled by the dealer with labels mailed to him by the shipper.) The other articles were misbranded when introduced into, and while in, interstate commerce.

DISPOSITION: October 5, 1949. Default decree of destruction.

INDEX TO NOTICES OF JUDGMENT D. D. N. J. NOS. 3021 TO 3040

PRODUCTS

	N. J. No.		N. J. No.
Abortifacient	¹ 3021	Jessamine's Electro-Way (device)	3036
Atomic Botanical Laxative Compound	3030	Life Guard Medicated Liquid for Poultry, Life Guard Remrow	
Benadryl capsules	3022	Water Wormer, Life Guard Medicated Liquid for Hogs, and Life Guard Expeller	3039
Capsicum, powdered	3027	Massage-O-Mat (device)	3037
Carbrital capsules	3022	Master-Mix Mineral Feed for Cattle	3040
Cosmetics (subject to the drug provisions of the Act)	3024, 3034, 3037	Metro-Vac	¹ 3021
Devices	3025, 3029, 3036-3038	National Compound for Hogs, National Compound for Sheep, National Mange Oil, and National Mineralized Yeast Feeds	3040
Dextro-amphetamine hydrochloride tablets	3026	Peppermint leaves	3027
Dry Insecticide Dip	3040	Poultry Compound	3040
Elemin Tablets	3032	Prophylactics	3029
Elodex	3023	St. Johns 4 Way Hair Grower and Scalp Treatment	3035
Estrogenic hormone creams	3034	Spectro-Chrome devices	3025
Farador device, parts and accessories for	3038	Theobroma, oil of	3028
Fire-damaged drugs, salvaged	3024	Veterinary preparations	3039, 3040
Guai-Calyptol	3040	Vita Orange	3033
Hair and scalp preparation	3035		
Harmon's Compound	3031		
Hexital tablets	3022		
Hungarian chamomile	3027		

SHIPPERS, MANUFACTURERS, AND DISTRIBUTORS

	N. J. No.		N. J. No.
Adcock, T. D.:		California Fruit Juice Co.:	
Benadryl capsules, Hexital tablets, and Carbrital capsules	3022	Vita Orange	3033
Atomic Distributors, Inc.:		Central Sundries, Inc.:	
Atomic Botanical Laxative Compound	3030	prophylactics	3029
		Curtis Screw Co.:	
		cylinders for Farador device	3038

¹ (3021) Prosecution contested.